

**RURAL MUNICIPALITY OF ROSSER  
REGULAR MEETING  
MAY 12, 2009**

Minutes of the Regular Meeting of Council of the Rural Municipality of Rosser held in the Municipal Council Chambers at Rosser, Manitoba on Tuesday, May 12, 2009 at 8:00 a.m.

**PRESENT**

Reeve – Alice Bourgouin – present

Councillors:

Ward 1 – George Boonstra – present

Ward 2 – Scott Corbett – present

Ward 3 – Gordon Grenkow – present

Ward 4 – Kelvin Stewart – present

Chief Administrative Officer (CAO) – Beverley Wells – present

Assistant Chief Administrative Office – Lori Sheldon – arrived at 8:45 a.m.

Fire Chief – Mike Palmer present during the discussion on Rescue Unit

Public Works Foreman – Randy Slatcher present during the Public Works portion of the meeting.

**CALLED TO ORDER**

Reeve Bourgouin called the meeting to order at 8:00 a.m.

**ADOPTION OF AGENDA**

Adopt Agenda      Resolution No. 168/09  
Grenkow – Boonstra  
BE IT RESOLVED THAT the agenda for May 12, 2009 regular meeting of the Council of the Rural Municipality of Rosser is approved. Carried

**MINUTES**

Adopt Minutes      Resolution No. 169/09  
April 28      Boonstra – Corbett  
BE IT RESOLVED THAT the minutes of the regular meeting of Council of April 28, 2009, are approved as circulated. Carried

Adopt Minutes      Resolution No. 170/09  
May 1      Corbett – Grenkow  
BE IT RESOLVED THAT the minutes of the special meeting of Council of May 1, 2009, are approved as circulated. Carried

**FINANCE**

Payment of      Resolution No. 171/09  
Accounts      Corbett – Stewart  
BE IT RESOLVED THAT the report of the Legislative and Finance Committee be received, that the following accounts be paid: General cheque numbers 10889 through 10915 in the amount of \$67,643.98, that payments made after the April 28, 2009 meeting cheque numbers 10887 through 10888 in the amount of \$468,836.80 and payroll in the amount of \$9,875.52, be approved. Carried

Adopt      Resolution No. 172/09  
Financial Report      Boonstra – Corbett  
BE IT RESOLVED THAT the Financial Report for the four months ended April 30, 2009 is received as information. Carried

Resolution No. 173/09

Corbett – Stewart

Municipal Board  
Order E-09-068  
By-Law 2-09

WHEREAS The Municipal Board issued Order No. E-09-069 approving By-law 2-09, to provide for the expenditure and borrowing of money for the completion of rural waterline connections to the Cartier Regional Water System as a Local Improvement, with amendments;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Rosser amend By-law No. 2-09 as follows:

- 1) In the sixth “Whereas” Clause, delete “\$658,000.00” and replace with “\$496,000.00”; and
- 2) In Clause No. 9, delete “Schedule C” and replace with “Schedule D”.

Carried

Resolution No. 174/09

Corbett – Boonstra

Northwest  
Digital – Service  
Agreement

BE IT RESOLVED THAT the Rural Municipality of Rosser accept the annual network server management proposal for 2009 in the amount of \$1,500.00 plus applicable taxes, from Northwest Digital;

AND FURTHER BE RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the service agreement.

Carried

Resolution No. 175/09

Boonstra – Corbett

Asyst Utility  
Billing program

BE IT RESOLVED THAT the asyst, Utility billing program and associated software be purchased from USTI Canada in the amount of \$7,240.80, including taxes.

Carried

Resolution No. 176/09

Boonstra – Corbett

Early payment  
Library Levy

BE IT RESOLVED THAT the balance of the library levy be paid to South Interlake Library in the amount of \$10,536.90.

Carried

*Alice Bourgouin requested a recorded vote for Resolution No. 177/09.*

Resolution No. 177/09

Stewart – Corbett

Body Works  
F/D rescue van

WHEREAS proposals for the fabricated rescue unit have received from Fort Garry Trucks in the amount of \$196,560.00 and from Grunthal Emergency Vehicles in the amount of \$192,675.00;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Rosser authorize the purchase from Fort Garry Fire Trucks of a fabricated 20’ rescue unit as per the specifications of April 28, 2009 and quote received of May 8, 2009 at a cost of \$196,560.00, including taxes;

AND FURTHER BE IT RESOLVED THAT this purchase is financed by the Fire Equipment Replacement Reserve.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED (reason)</u>
Reeve Bourgouin		X		
Councillor Boonstra	X			
Councillor Corbett	X			
Councillor Grenkow	X			
Councillor Stewart	X			

Carried

**CHIEF ADMINISTRATIVE OFFICER REPORT**

CAO report contained items as follows:

- 1. Manitoba Municipal User Group – Annual General Meeting – June 11-12, 2009, Portage La Prairie. **Refer to Resolution No. 179/09.**

2. South Interlake Golf & Country Club – thank you for donation of gravel. **Received as information.**
3. Town of Teulon – Golf Tournament – June 1, 2009, Teulon. **Refer to Resolution No. 180/09.**
4. Winnipeg Airport Authority – Golf Tournament – August 27, 2009, Bridges Golf Course. **Refer to Resolution No. 181/09.**
5. Interlake Regional Health Authority – update on “Severe Respiratory Illness’ or “Swine Influenza”. **Received as information.**
6. Interlake Regional Health Authority – April 16, 2009 Board Minutes. **Received as information.**
7. Canada-Manitoba Infrastructure Programs – Canada-Manitoba Building Canada Fund – 2009 Funding Announcements. **Received as information.**
8. Association of MB Municipalities – Life Membership pins. **Received as information.**
9. Association of Manitoba Municipalities – June Interlake District Meeting – June 23, 2009, Selkirk Inn & Conference Centre. **Refer to Resolution No. 182/09.**
10. Manitoba Good Roads Association – 2009 Annual Competition. **Received as information.**
11. Manitoba Good Roads Association – Honorary & Life Membership. **Received as information.**
12. Manitoba Capital Region – Provincial Land Use Policies Seminar – May 21, 2009, Community Centre, Headingley. **Refer to Resolution No. 183/09.**
13. Hayhurst Elias Dudek Inc. – Public Playground Safety Awareness Course – May 14, 2009, Gladstone Elementary School. **Received as information.**
14. Grantham Law Offices – Georgison Farms Ltd. **Refer to Resolution No. 184/09.**

Resolution No. 178/09

CAO Report

Grenkow – Stewart

BE IT RESOLVED THAT the Chief Administrative Officer report and miscellaneous information, publication list dated May 12, 2009 are received as information and dealt with as instructed by Council.

Carried

Resolution No. 179/09

MMUG  
AGM

Stewart – Boonstra

BE IT RESOLVED THAT the Chief Administrative Officer or Assistant Chief Administrative Officer be authorized to attend the Manitoba Municipal User Group AGM and Conference on June 11<sup>th</sup> & 12<sup>th</sup>, 2009 at Portage la Prairie;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 180/09

Interlake  
Golf Tournament

Boonstra – Grenkow

BE IT RESOLVED THAT the Reeve and Councillors be authorized to attend the Annual Interlake Municipal Golf Tournament in Teulon on June 1, 2009;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 181/09

Wpg. Airport  
Golf Tournament

Boonstra – Corbett

BE IT RESOLVED THAT the Reeve and Councillors be authorized to attend the Winnipeg Airports Authority 7<sup>th</sup> Annual Charity Golf Tournament at Bridges Golf Course on August 27, 2009;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 182/09

AMM June  
District Mtg.

Boonstra – Stewart

BE IT RESOLVED THAT the Reeve, Councillors and Assistant Chief Administrative Officer be authorized to attend the Interlake District Meeting at Selkirk on June 23, 2009;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 183/09  
Boonstra – Grenkow  
Capital Region  
Land Use .  
Policies Seminar  
BE IT RESOLVED THAT the Council be authorized to attend the Manitoba Capital Region, Provincial Land Use Policies Seminar on May 21, 2009 at the Headingley Community Centre;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 184/09  
Grenkow – Boonstra  
Agreement  
Georgison Farms  
BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the Mortgage Amending Agreement for Georgison Farms Ltd.

Carried

### CORRESPONDENCE

Resolution No. 185/09  
Grenkow – Stewart  
Correspondence  
BE IT RESOLVED THAT the correspondence items received are dealt with as follows:

1. Concerned Citizens for the Sturgeon Creek Watershed – request for Disaster Assistance Funding. **Refer to Resolution No. 186/09.**
2. CentrePort Development Plan – Open House Meeting on May 13, 2009. **Refer to Resolution No. 187/09.**
3. Intergovernmental Affairs and Trade, Emergency Measures Organization – information regarding HINI Influenza. **Received as information.**
4. Manitoba Health & Healthy Living – HINI Influenza. **Received as information.**
5. Minister Responsible for Seniors – Age-Friendly Manitoba Initiative. **Received as information.**
6. Town of Stonewall – Age Friendly Implementation Team. **B/F to the June 9, 2009 meeting.**
7. Onsite Wastewater Systems Installers of Manitoba Inc. – Regulation MR 83/2003. **Received as information.**
8. Manitoba Capital Region – Endorsement of Membership, Organization & Governance Structure of the Capital Region Partnership. **Refer to Resolution No. 188/09.**

Carried

Resolution No 186/09  
Boonstra – Corbett  
Request for  
Disaster  
Assistance  
WHEREAS the Rural Municipality of Rosser experienced spring flooding due to the unusual weather condition; and

WHEREAS the weather caused culverts and drainage ditches to freeze causing flooding of property with damage occurring to private property;

THEREFORE BE IT RESOLVED THAT Council of the Rural Municipality of Rosser requests Disaster Financial Assistance for private property damages within the municipality.

Defeated

Resolution No 187/09  
Grenkow – Boonstra  
CentrePort  
Open House  
Meeting  
BE IT RESOLVED THAT the Council and Administrative Staff be authorized to attend the CentrePort Development Open House on May 13<sup>th</sup>, 2009 at the Greenwood Inn & Suites in Winnipeg;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 188/09  
Boonstra – Grenkow  
MB Capital  
Region – Endorse  
Membership, Org.  
& Gov. Structure  
WHEREAS the Partnership of the Manitoba Capital Region, formerly known as the Mayors and Reeves of the Capital Region, includes representation from 15 of the local government authorities within the area defined as the Capital Region;

AND WHEREAS the Partnership has carried out the mandate articulated in its 1999 Articles of Incorporation and refined in its 2004 Memorandum of Understanding and various motions since 1999;

AND WHEREAS the Province of Manitoba developed Bill c. 32, The Capital Region Partnership Act which lays out the creation of an organization to be known as the Capital Region Partnership and proclaimed it into force January 1, 2006;

AND WHEREAS the mandate of the Partnership of the Manitoba Capital Region duplicates the mandate of the Capital Region Partnership organization discussed in Bill c.32;

AND WHEREAS funding from the Province of Manitoba for the Partnership of the Manitoba Capital Region is contingent upon preparation and submission of a report to the Minister called the “Membership, Organization and Governance Structure of the Capital Region Partnership” in accordance with section 3 of *The Capital Region Partnership Act* (Manitoba) (the “Act”);

NOW THEREFORE BE IT RESOLVED: that the Council of the Rural Municipality of Rosser endorses the attached report entitled “Membership, Organization and Governance Structure of the Capital Region Partnership”, dated March 18, 2009 and requests that it be submitted to the Minister of Intergovernmental Affairs.

Carried

### **BY-LAWS**

#### **Resolutions No. 189/09**

Corbett – Grenkow

By-Law No. 2-09  
2<sup>nd</sup> Reading

BE IT RESOLVED THAT By-law No. 2-09, to provide for the expenditure and borrowing of money for the completion of rural waterline connections to the Cartier Regional Water System as a Local Improvement, be given second reading at this meeting.

Carried

#### **Resolution No. 190/09**

Stewart – Boonstra

By-law No. 2-09  
3<sup>rd</sup> Reading

BE IT RESOLVED THAT By-law No. 2-09, be given third reading and passed at this meeting.

	<u>FOR</u>	<u>AGAINST</u>	<u>ABSENT</u>	<u>ABSTAINED(reason)</u>
Reeve Bourgouin	X			
Councillor Boonstra	X			
Councillor Corbett	X			
Councillor Grenkow	X			
Councillor Stewart	X			

Carried

### **DELEGATIONS**

- 1) Dean Appleyard, Public Works Employee attended the meeting to discuss operations of the public works departments.

#### **Resolution No. 191/09**

Boonstra – Grenkow

In Camera

BE IT RESOLVED THAT Council close the meeting to the public to meet as a committee to discuss personnel matter;

AND BE IT FURTHER RESOLVED THAT any matters discussed while in camera be held confidential until such time as discussed in Open Council.

Carried

#### **Resolution No. 192/09**

Grenkow – Boonstra

Out of Camera

WHEREAS subsection 152(4) of “Municipal Act” provides for the Council to only pass a resolution to re-open a closed meeting to the public;

THEREFORE BE IT RESOLVED THAT the Council re-open the meeting to the public.

Carried

*Council left the meeting at 9:55 a.m. to attend the SEEDS Foundation – Earth III School Celebrations at the Rosser School. Council returned at 10:45 a.m.*

**PUBLIC HEARING**

**Conditional Use No. RC 2/09  
Paulo & Sonya Faria**

Council sat to hear Conditional Use No. RC 2/09. The applicant, Paulo Faria to allow for the establishment of a service station in order to undertake Vehicle Safeties on part of the SW 10-12-2E, Lot 1, Plan No. 42571.

In attendance for the hearing:

Paulo Faria                    applicant/presentation  
Ray Dell                     in support

**PUBLIC WORKS REPORT**

Public Works report contained items as follows:

1. Manitoba Association of Fire Chiefs – 2009 Conference. **Refer to Resolution No. 193/09.**
2. Manitoba Water Services Board – Crop Damage Compensation. **Refer to Resolution No. 194/09.**
3. Manitoba Water Services Board – Utility Rate Study. **CAO to prepare By-law.**
4. R.M. of Woodlands – Baseline Road Maintenance Agreement 6/09. **Refer to Resolution No. 195/09.**
5. Province of Manitoba/City of Winnipeg – Public Open House, Inkster Blvd. Widening Project. **Refer to Resolution No. 196/09.**
6. Gravel Agreement 5/09 – M.L. Anderson Farms. **Refer to Resolution No. 197/09.**
7. WinGRO program – 45’ setback from property line, winter condition. **Refer to Notice of Motion.**
8. Public Works Foreman Report:
  - i. Gravel update
  - ii. Culvert installation in Section 24-11-1E

Carried

Resolution No. 193/09

Boonstra – Stewart

F/D Annual  
Conference

BE IT RESOLVED THAT the Fire Chief and Deputy Fire Chief be authorized to attend the Manitoba Association of Fire Chiefs Conference in Portage la Prairie, June 4-6, 2009;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Resolution No. 194/09

Boonstra – Stewart

2008 Crop  
Damage

BE IT RESOLVED THAT compensation for 2008 crop damage be provided at \$450.00 per acre to McCaughan Farms and Sturgeon Creek Holdings.

Carried

Resolution No. 195/09

Grenkow – Boonstra

Baseline Road  
Maintenance  
Agreement 6/09

WHEREAS subsection 250(2)(d)(iv) of “The Municipal Act” authorizes a Municipality to enter into an agreement with a local authority;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Rosser enter into Agreement No. 6/09 with the Rural Municipality of Woodlands for the maintenance of the baseline road, being Road 72N;

AND FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the agreement.

Carried

Open House  
Mtg. - Inkster  
Blvd. widening

Resolution No. 196/09  
Grenkow – Stewart  
BE IT RESOLVED THAT the Reeve and Councillors be authorized to attend the Public Open House regarding Inkster Boulevard Widening Project to be held either May 12<sup>th</sup> or 14<sup>th</sup>, 2009 at Stanley Knowles School in Winnipeg;

AND FURTHER BE IT RESOLVED THAT expenses be paid.

Carried

Baseline Road  
Agreement 6/09

Resolution No. 197/09  
Stewart – Boonstra  
WHEREAS subsection 250(2)(d)(i) of “The Municipal Act” authorizes a Municipality to enter into an agreement with a person;

THEREFORE BE IT RESOLVED THAT the Council of the Rural Municipality of Rosser enter into Agreement No. 5/09 with the M.L. Anderson Farms for gravel hauling;

AND FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the agreement.

Carried

### DELEGATIONS

- 1) Dan DeCraene, City of Winnipeg, WinGRO attended the meeting to discuss with Council the set back from roadway ditches for summer applications of WinGRO product.

### NOTICE OF MOTION

I, Kelvin J. Stewart give notice that at the next regular meeting of Council I will introduce a resolution to rescind Resolution No. 67/09 and present a resolution to confirm the set back from roadway ditches for summer applications of WinGRO product.

Carried

Public Works  
Report

Resolution No. 198/09  
Stewart – Corbett  
BE IT RESOLVED THAT the Public Works report dated May 12, 2009 is received as information and items dealt with as instructed by Council.

Carried

Committee  
Reports

Resolution No. 199/09  
Boonstra – Corbett  
BE IT RESOLVED THAT the RM of Rosser accepts the Committee/meeting Report as information:

- a) Partnership of the Manitoba Capital Region – March 18, 2009 meeting minutes
- b) Winnipeg Airport Authority – Annual General Meeting report
- c) Provincial Land Use Policies Review Consultation – meeting report

Carried

### PLANNING

1. Conditional Use No. 2/09 – Paulo & Sonya Faria – Vehicle Truck Safeties – **Tabled until the May 26, 2009 meeting of Council.**
2. Grantham Law Offices – Matrix Industries Conditional Use – **Received as information.**
3. Mulder Construction Development Agreement – **Refer to Resolution No. 200/09. Reviewed the Development Agreements with comments forwarded to Grantham Law Offices.**

Resolution No. 200/09

Corbett – Grenkow

Mulder Const.  
Agreement 7/09

WHEREAS subsection 250(2)(d)(i) of “The Municipal Act” authorizes a Municipality to enter into an agreement with a person;

THEREFORE BE IT RESOLVED THAT the Rural Municipality of Rosser enter into Agreement No. 7/09 with the Mulder Construction & Materials Ltd. and Rock Opportunities Limited for legal, engineering and consulting costs;

AND FURTHER BE IT RESOLVED THAT the Reeve and Chief Administrative Officer be authorized to execute the agreement.

Carried

Resolution No. 201/09

Corbett – Boonstra

Adjournment

BE IT RESOLVED THAT this regular meeting of May 12, 2009 of the Rural Municipality of Rosser is adjourned at 12:30 p.m.

Carried

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Reeve  
Alice Bourgouin

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Beverley Wells, C.M.M.A.  
Chief Administrative Officer